1872-008 Chancery Causes: Admr. of Corr Bailey vs. George W. H. Habeen &c
Lee Co.

Young, Gilley, Jones, Flanery.

CA - Debt

To the honorable Henry J Morgan Judge of the County
Court of Lee County

Your Orator George W Young administrator of the estate of Ceor Baily respectfully represent that he administered in due form of law on the estate of the said Baily - That as administrator of said estate there came into his hands a bond executed by one George W H Hoburn and George W Gilley to your Orators intestate who was administrator of the estate of Benjamin F Hoburn dec'd which bond was for the sum of one hundred and nineteen dollars which bond was dated on the 17th day of March 1860 and made payable twelve months after date, which bond is herewith filed marked A, and prayed to be considered herewith - The said Gilley has departed this life and Hoburn has removed from this state and gone to parts unknown - Your Orator states that he has been informed that Hoburn is the principal in said bond and Gilley was only his surety, He further alleges that neither the said Hoburn nor Gilley paid to the said Baily in his lifetime the said sum of money or any part thereof nor have they or either of them or the representative of said Gilley paid to your Orator the said sum of money or any part thereof and the same is now justly due and owing

As already stated the said Hoburn has removed from this state but he understands and charges that one James F Jones a resident of this County is indebted to him in the sum of $1000 - and one James M Flaney is also indebted to him in the sum of $500 - and to subject these debts to the payment of your Orators claim is the object of this bill - His prayer therefore is that the said George W H Hoburn, James F Jones and James M Flaney be made defendants to this bill and that the said Hoburn answer as to his said indebtedness and the execution of said bond, and the said Jones and Flaney are required to answer as to their indebtedness to the said Hoburn and on a hearing a decree be rendered in favor of your orator for the amount of said sum of money and that the said Flaney and Jones be decreed to pay out of what they may owe Hoburn so much as will satisfy your orator's claim and costs of this suit And grant general relief, may Spa issue &c.

Hogan & Pridemore

(H.B

Geo Wm Gaury adm

vs } Bill & foreign attachmt

Geo W. H. Hoburn et als

1871 Nov Bill filed. Sha Execd on Jas F. Jones & Jas Mc Flanery & Decree Nisi
" Dec Decree Nisi as to same Confirmed
1872. Jany. Feb. & March Contd.
" April, May & June "
" July, Aug. & Sept "
" Oct & Nov "
Dec 1872 Dismissed without prejudice by Plff

C 6.01

Virginia

Lee ~~Wise~~ County to wit

Whereas George W Young administrator of the estate of of Coon Baily dec^d plaintiff in a certain suit which is now pending in the County Court of ~~Wise~~ Lee county brought in on the Chancery side of said Court to recover a debt of $119..00 which became due and payable on the 17th day of March 1861 of George W H Hoburn and the said Young having this day made oath oath before me James W Orr ~~[illegible]~~ clerk of the said Court that the said Hoburn is justly indebted to him as administrator aforesaid in the said sum of $119..00 with legal interest thereon from the 17th day of March 1861 till paid and that he the said Young as administrator aforesaid has present cause of action against the said Hoburn therefor that the said Hoburn is not a resident of this state and that he the said affiant believes that he has estate or debts due him within the said County.

J. B. West D. Clk

Sworn to in open Court.

G. W. Young adm

affidavit

Rec^d August 20th 1866 of
G W Young adm^r of the estate
of Corr Baily dec^d who was
adm^r of the estate of B. F.
Haburn dec^d one note executed
by G W H Haburn & Geo. M.
Gilley for One hundred &
nineteen Dollars due March
17th 1861 which note was
executed to the said Baily
as adm^r of the said B. F.
Haburn dec^d upon this note
I promise to bring suit either
in Wise or Lee county

B Hagan

P. Hagan
Tax Receipt
G. W. Young
adm